

BEFORE THE STATE BOARD OF RESIDENTIAL CARE ADMINISTRATORS

STATE OF IDAHO

In the Matter of the License of:

DEBBY KAMPHAUS,
License No. RCA-455,

Respondent.

Case No. RCA-2007-3

FINAL ORDER

THIS MATTER came before Jean R. Uranga, the designated Hearing Officer. The State appeared by its attorney of record, Emily A. Mac Master, Idaho Deputy Attorney General. Respondent, Debby Kamphaus, failed to answer or appear in this proceeding. On August 30, 2007, the Hearing Officer entered a Notice of Proposed Default Order which was mailed to Respondent. Thereafter, based upon Respondent's failure to answer or object, the Hearing Officer entered a Default Order in the matter on September 18, 2007. On September 18, 2007, the Hearing Officer submitted her Findings of Fact, Conclusions of Law and Recommended Order.

This matter then came before the Idaho State Board of Residential Care Administrators, and good cause appearing therefor, the Board adopted the following Order.

IT IS HEREBY ORDERED as follows:

1. The Board adopts the Hearing Officer's Findings of Fact and Conclusions of Law, and incorporates the same herein by this reference.
2. That Respondent's actions constitute a violation of Idaho Code Section 54-4213(1)(b), IDAPA 24.19.01.650.03, and the ACHCA Code of Ethics Expectation I, and constitute grounds for disciplinary action against his license to practice residential care administration in the

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state of Idaho. The Board therefore imposes the following disciplinary sanctions upon Respondent Debby Kamphaus:

a. That Respondent's license shall be suspended for a period of three (3) years from the date of this Order.

b. That Respondent shall pay the costs and fees incurred in the investigation and prosecution of this matter. The State shall submit an affidavit of the costs and fees incurred and serve said affidavit upon Respondent. Respondent shall then have ten (10) days to object to any costs and fees as unreasonable and request a hearing before the Board. In the event Respondent does not object to the fees and costs requested, Respondent shall pay said amount within ninety (90) days from submission of the affidavit.

c. Upon completing the term of suspension, Respondent may request reinstatement upon providing to the Board proof that he has completed all of the terms of this Order including the following terms:

(1) Successfully complete the Residential Care Administration course as set forth in the Board's Rules.

(2) Successfully complete an anger management course approved by the Board.

(3) Establish to the Board's satisfaction Respondent knows and understands the laws and rules governing residential care administration and facilities.

(4) Successfully pass the Board's examination.

3. This is the Final Order of the Board.

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a. Any party may file a Petition for Reconsideration of this Final Order within fourteen (14) days of the service date of this Final Order. The Board will dispose of the Petition for Reconsideration within twenty-one (21) days of its receipt, or the Petition will be considered denied by the operation of law. (*See*, Idaho Code Section 67-5247(4)).

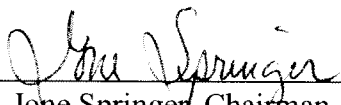
b. Pursuant to Idaho Code Sections 67-5270 and 57-5272, any party aggrieved by this Final Order, or orders previously issued in this case, may appeal this Final Order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which: (i) a hearing was held; (ii) the final agency action was taken; or (iii) the party seeking review of this Final Order resides.

c. An appeal must be taken within twenty-eight (28) days: (i) of the service date of this Final Order; (ii) of any order denying petition for reconsideration; or (iii) of the failure within twenty-one (21) days to grant or deny a petition for reconsideration, whichever is later. (*See*, Idaho Code Section 67-5273.) The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

4. The Bureau Chief of the Bureau of Occupational Licenses shall cause a true and correct copy of this Final Order to be served upon the Respondent and the State's attorney by mailing a copy to them at their addresses as provided.

DATED this 5th day of December, 2007.

STATE BOARD OF RESIDENTIAL
CARE ADMINISTRATORS

By 
Ione Springer, Chairman

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 6TH day of December, 2007, I caused to be served, by the method(s) indicated, a true and correct copy of the foregoing upon:

Emily A. Mac Master
Deputy Attorney General
Office of the Attorney General
P.O. Box 83720
Boise, ID 83720-0010

☐ U.S. Mail
☒ Statehouse Mail
☐ Federal Express
☐ Fax Transmission

Debby Kamphaus
11217 Barden Tower Drive
Boise, ID 83709

☒ U.S. Mail
☐ Hand Delivered
☒ Certified Mail
☐ Fax Transmission


Tana Cory, Bureau Chief

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